

3736/22

| TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT | | | | | Docket No. 18969 | |
|---|--------------|------------|--------------|----------------|---------------------|--|
| Under 37 CFR 1.97(b) or 1.97(c) | | | | | | |
| In Re Application Of: Takeshi Yokoi, et al. | | | | | | |
| SEP 13 2007 | | | | | | |
| Application No. | Filing Date | Examiner | Customer No. | Group Art Unit | Confirmation No. | |
| 10/541,369 | July 5, 2005 | Unassigned | 23389 | 3736 | 8936 | |
| Title: MEDICAL DEVICE | | | | | | |
| Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 | | | | | | |
| 37 CFR 1.97(b) | | | | | | |
| 1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114. | | | | | | |
| 37 CFR 1.97(c) | | | | | | |
| 2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of: | | | | | | |
| <input type="checkbox"/> the statement specified in 37 CFR 1.97(e); | | | | | | |
| OR | | | | | | |
| <input type="checkbox"/> the fee set forth in 37 CFR 1.17(p). | | | | | | |

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
18969

In Re Application of: Takashi Yokoi, et al.

SEP 13 2007

Application No.

10/541,369

Filing Date

July 5, 2005

Examiner

Unassigned

Customer No.

23389

Group Art Unit

3736

Confirmation No.

8936

Title:

MEDICAL DEVICE

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 19-1013/SSMP as described below.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Certificate of Transmission by Facsimile*

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(Date)

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***This certificate may only be used if paying by deposit account.**

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Certificate of Mailing by First Class Mail

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

September 10, 2007
(Date)

Signature of Person Mailing Correspondence

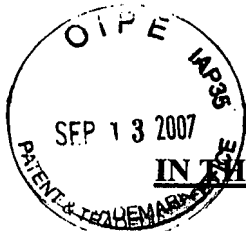
Peter I. Bernstein

Typed or Printed Name of Person Mailing Certificate

Dated: September 10, 2007

Peter I. Bernstein
Registration No. 43,497
Scully, Scott, Murphy & Presser, P.C.
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Garden City, New York 11530
516-742-4343

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Takeshi Yokoi, et al. **Examiner:** Unassigned
Serial No.: 10/541,369 **Art Unit:** 3736
Filed: July 5, 2005 **Docket:** 18969
For: MEDICAL DEVICE **Dated:** September 10, 2007

Confirmation No. 8936

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

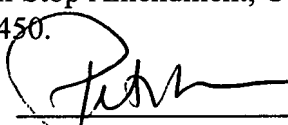
In accordance with 37 C.F.R §§1.97 and 1.98, it is requested that the following reference, which is also listed on the attached Form PTO-1449, be made of record in the above-identified case.

1. Chinese Utility Model Application Publication No. 2364843Y, published February 23, 2000, together with an English-language summary.

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Dated: September 10, 2007



Peter I. Bernstein

The reference was cited in an Official Action dated June 29, 2007, received from the Chinese Patent Office. Applicants are submitting a copy of the above-cited reference required by 37 C.F.R. §1.98 (a)(2)(i) and (ii). Please note that the other reference cited in the Office Action, namely, Japanese Patent Application No. 2002-187100, published July 2, 2002, together with an English-language abstract was previously submitted with Applicants' Information Disclosure Statement dated July 5, 2005. The relevance of the reference is described in the Official Action.

The undersigned attorney hereby states that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,



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PIB:dg

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| INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i> | | | | Docket Number (Optional) 18969 | | Application Number 10/541,369 | |
| | | | | Applicant(s) Takeshi Yokoi, et al. | | | |
| | | | | Filing Date July 5, 2005 | | Group Art Unit 3736 | |

PATENT & TRADEMARK OFFICE
 SEP 13 2007
 TYPE

| U.S. PATENT DOCUMENTS | | | | | | | |
|-----------------------|-----|-----------------|------|------|-------|----------|----------------------------|
| *EXAMINER INITIAL | REF | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
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| U.S. PATENT APPLICATION PUBLICATIONS | | | | | | | |
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| FOREIGN PATENT DOCUMENTS | | | | | | | | |
|--------------------------|-----|-----------------|----------------|--------------|-------|----------|-------------|----|
| | REF | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | Translation | |
| | | | | | | | YES | NO |
| | | 2364843Y | 2/23/00 | China | | | | ✓ |
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| OTHER DOCUMENTS | | | (Including Author, Title, Date, Pertinent Pages, Etc.) |
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| EXAMINER | DATE CONSIDERED |
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.